

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NOS. 88-220-G & 89-372-G - ORDER NO. 90-438  
APRIL 12, 1990

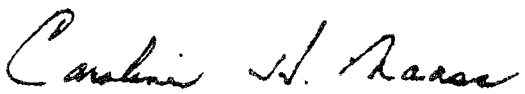
IN RE: South Carolina Pipeline Corporation - )  
Petition for Rate Reduction ) ORDER  
AND ) DENYING  
South Carolina Pipeline Corporation - ) PETITION FOR  
Application for a Rate Increase ) RECONSIDERATION

On March 23, 1990, the South Carolina Energy Users Committee (SCEUC) filed a Petition for Reconsideration of Order Nos. 90-204 and 90-205 in the above-captioned dockets. In Order No. 90-204, the Public Service Commission of South Carolina (the Commission) granted the withdrawal of the Petitions of the Consumer Advocate of South Carolina (the Consumer Advocate) and South Carolina Pipeline Corporation (Pipeline) in Docket Nos. 88-220-G and 89-372-G pursuant to a Memorandum of Understanding entered into by those parties. The Commission also cancelled the hearing scheduled for February 26, 1990, in those dockets and closed the dockets. Order No. 90-205 denied the Petition of the SCEUC for a hearing to be held on the merits in Dockets Nos. 88-220-G and 89-372-G as scheduled. SCEUC asserted that it should have had the opportunity to be heard on the issues it raised in the Dockets despite the settlement of differences of other parties, particularly due to the long period of time that Docket No.

88-220-G had been open. However, the Commission ruled that because the Consumer Advocate and Pipeline had already withdrawn their Petitions in those dockets, the hearing had been cancelled, and the docket closed, that the Petition of SCEUC must be denied. SCEUC's Petition for Reconsideration of those Orders states that it should have the right to be heard on the issues it raised in those dockets and that denying them the right to be heard on those issues in a timely manner violates their constitutional due process rights. SCEUC requests that the Commission hold the previously scheduled hearing on the merits of the issues raised by the SCEUC in Docket Nos. 88-220-G and 89-372-G, rescinding Order Nos. 90-204 and 90-205 to that extent.

The Commission finds that the Petition for Reconsideration should be denied. As the Commission stated before, the Consumer Advocate and Pipeline withdrew their respective Petitions; therefore, the hearing was cancelled and the docket closed. The SCEUC may at any time request that the Commission grant the group an opportunity to be heard on any issues of concern to the group.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Deputy Executive Director

(SEAL)